

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

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In re reissue application of Proctor

Reissue Application No. 09/773,303

Filed: 31 January 2001

For: U.S. Patent No. 5,894,079

In re Proctor Reexamination Proceeding

Control No. 90/005,892

Filed: December 20,2000

For: U.S. Patent No, 5,894,079

Title: FIELD BEAN CULTIVAR NAMED ENOLA

Group Art Unit: 1638

Examiner: Nelson, Amy J.

Confirmation No. 6243

Date: June 2, 2004

MAIL STOP REISSUE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

The Patent Owner responds as follows to the non-final Office Action mailed December 2, 2003. This is a consolidated reissue/reexamination proceeding. A Petition for a Three Month Extension of Time is enclosed, authorizing charges of the necessary \$475 fee to deposit account no. 12-0600. Authorization to charge the \$180 fee for one of the two the accompanying Information Disclosure Statements (IDS documents) is further granted. The second of the two IDS documents (TAB 11) is specifically exempted from charges under the terms of a requirement for information. Additional fees may be charged to said deposit account 12-0600 as deemed necessary. An additional copy of this response is being submitted on this date, under separate cover, to the Commissioner for Patents, for inclusion in the reexamination proceeding.

AMENDMENTS TO THE CLAIMS begin on page 2.

REMARKS begin on page 7.

09/773,303-050204